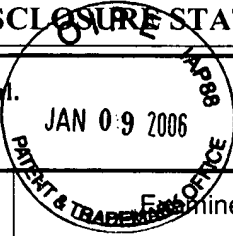


**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
112300-1530

In Re Application Of: **Baerlocher et al.**



Application No.

10/660,077

Filing Date

September 10, 2003

Examiner

Ross A. Williams

Customer No.

29159

Group Art Unit

3713

Confirmation No.

5899

Invention: **GAMING DEVICE HAVING BONUS GAME DEPENDENT UPON VARIABLE WAGER COMPONENT  
SELECTION**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Signature

Adam H. Masia  
Reg. No. 35,602  
Phone (312) 807-4284

Dated: January 6, 2006

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I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

January 6, 2006

(Date)

Signature of Person Mailing Correspondence

Heather Foster

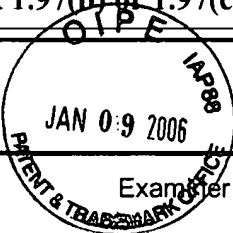
Typed or Printed Name of Person Mailing Correspondence

CC:

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
112300-1530

In Re Application Of: **Baerlocher et al.**



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/660,077	September 10, 2003	Ross A. Williams	29159	3713	5899

Title: **GAMING DEVICE HAVING BONUS GAME DEPENDENT UPON VARIABLE WAGER COMPONENT SELECTION**

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of: a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☒ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
112300-1530

In Re Application of: **Baerlocher et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/660,077	September 10, 2003	Ross A. Williams	29159	3713	5899

Title: **GAMING DEVICE HAVING BONUS GAME DEPENDENT UPON VARIABLE WAGER COMPONENT SELECTION**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

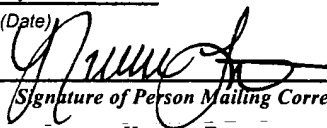
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 02-1818 as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

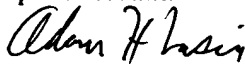
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Heather Foster
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Signature

Dated: January 6, 2006

Adam H. Masia  
Reg. No. 35,602  
Phone (312) 807-4284

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Anthony J. Baerlocher et al.  
Appl. No.: 10/660,077  
Conf. No.: 5899  
Filed: September 10, 2003  
Title: GAMING DEVICE HAVING BONUS GAME DEPENDENT UPON  
VARIABLE WAGER COMPONENT SELECTION  
Art Unit: 3713  
Examiner: Ross A Williams  
Docket No.: 0112300-1530

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited below, and on the attached PTO-1449 form, be made during the course of examination of the above-identified application for United States patent. Pursuant to the Official Gazette Notice dated August 5, 2003, copies of the cited U.S. patents and patent applications are not included as this application was filed after June 30, 2003. However, copies of all other cited references are included with this form.

**U.S. PATENT DOCUMENTS**


<u>Document No.</u>	<u>Date</u>	<u>Inventor</u>
2003/0054873 A1	March 20, 2003	Peterson
2003/0027638 A1	February 6, 2003	Schneider et al.
5,823,873	October 10, 1998	Moody
5,833,538	November 10, 1998	Weiss
5,851,148	December 22, 1998	Froix et al.
6,093,102	July 25, 2000	Bennett
6,315,660	November 13, 2001	DeMar et al.
6,439,993	August 27, 2002	O'Halloran
6,604,740	August 12, 2003	Singer et al.

Applicants are also submitting herewith a PCT Search Report related to a European Patent Application that corresponds to the present application.

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY   
Adam H. Masia  
Reg. No. 35,602  
P.O. Box 1135  
Chicago, Illinois 60690-1135  
Phone: (312) 807-4284

Dated: January 6, 2006

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b> (Use several sheets if necessary) PTO Form 1449	Atty Docket No. 112300-1530	Application No. 10/660,077
	Applicant Anthony J. Baerlocher et al.	
	Filing Date September 10, 2003	Group 3713

U.S. PATENT DOCUMENTS						
Examiner's Initials	Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate
	2003/0054873 A1	March 20, 2003	Peterson			
	2003/0027638 A1	February 6, 2003	Schneider et al.			
	5,823,873	October 10, 1998	Moody			
	5,833,538	November 10, 1998	Weiss			
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	6,315,660	November 13, 2001	DeMar et al.			
	6,439,993	August 27, 2002	O'Halloran			
	6,604,740	August 12, 2003	Singer et al.			

FOREIGN PATENT DOCUMENTS							
Examiner's Initials	Document Number	Publication Date	Country	Class	Subclass	Translation	
						Yes	No

Examiner's Initials	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	

Examiner:	Date Considered:
*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	